

1 JOHN H. RIDDLE (State Bar No. 51418)
2 PAUL J. BYRNE (State Bar No. 190860)
3 NIXON PEABODY LLP
4 One Embarcadero Center, 18th Floor
5 San Francisco, CA 94111
6 Tel: (415) 984-8200
7 Fax: (415) 984-8300
8 E-Mail: jriddle@nixonpeabody.com
9 E-Mail: pbyrne@nixonpeabody.com

10 Attorneys for Plaintiff
11 RUBECON GENERAL CONTRACTING, INC.

12 UNITED STATES DISTRICT COURT
13
14 NORTHERN DISTRICT OF CALIFORNIA
15
16 SAN FRANCISCO DIVISION
17

18 RUBECON GENERAL CONTRACTING, INC.,
19 a California corporation,

20 Plaintiff,

21 vs.

22 CCI, INC., an Alaska corporation;
23 METROPOLITAN ENTERPRISES, INC., a
24 Maryland corporation; and VETERAN
25 CONSTRUCTION ONE, a joint venture
26 partnership,

27 Defendants.
28

No. C 07-01801 MEJ

**STIPULATION AND ~~PROPOSED~~ ORDER
SELECTING ADR PROCESS**

Complaint Filed: March 29, 2007
Trial Date: None Set

1 Counsel report that they have met and conferred regarding ADR and have reached the
2 following stipulation pursuant to Civil L.R. 16-8 and ADR L.R. 3-5:

3 Pursuant to ADR L.R. 3-4(b), the parties agree to participate in private mediation.
4 The parties agree to hold the ADR session (private mediation) by the presumptive deadline, which is
5 90 days from the date of the order referring the case to an ADR process unless otherwise ordered.

6 DATED: June 13, 2007

NIXON PEABODY LLP

7
8 /s/

JOHN H. RIDDLE

9 PAUL J. BYRNE

10 Attorneys for Plaintiff

RUBECON GENERAL CONTRACTING, INC.

11 DATED: June 13, 2007

THELEN REID BROWN RAYSMAN & STEINER LLP

12
13
14 /s/

LOUIS J. CISZ, III

15 Attorneys for Defendants CCI, INC.,

16 METROPOLITAN ENTERPRISES, INC., and

17 VETERAN CONSTRUCTION ONE

18
19 /s/

MICHAEL D. WHITE

20 *Admitted Pro Hac Vice*

Alaska Bar No. 8611144

PATTON BOGGS LLP

21 601 West Fifth Avenue, Suite 700

22 Anchorage, Alaska 99501
23
24
25
26
27
28

[PROPOSED] ORDER

Pursuant to the Stipulation above, the captioned matter is hereby referred to:

Private Mediation.

The deadline for ADR session is 90 days from the date of this order.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: June 14, 2007

